IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 22567 of 2004

Between:

1 C. Narayana, S/o. Late Sri Laxmiah,
R/o. Plot No.96, Lalita Nagar, Adikmet, Secunderabad.
2 Sri R. Janaki Ram, S/o. Late Sri Narsaiah,
R/o. Plot No. 98, Lalita Nagar5, Adikmet, Secunderabad.

... PETITIONERS

AND

1 The Commissioner, Land Record and Town Survey, Haviang office at Survey

Settlement Office, Nampally Road, Hyderabad.
2 The District Collector, Hyderabad, having office at Nampally Road,

Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Pass an order, direction or a writ particularly in the nature of Writ of Mandamus declaring that any revenue/Official record cannot be changed, altered, amended by the concerned officers without notice to the aggrieved partly violation the doctrine of audi alterum partum, Consequently it may be declare that all the entries made in T.S.L.R. in respect of petitioners land under Sy.No.314/1, admn. 2.00 acres, situated at Gaddinnaram Vill, is illegal and liable to be set aside by way of restoring the names of the petitioners in the column of ownership and possession and pass any other order or orders.

Counsel for the Petitioners: MR.MOHD.MOIN AHMED QUADRI

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

Petitioner claims that he is the lawful owner and possessor of the property bearing Sy.No.314/1, admeasuring Ac.2.00 situated at Gaddi Annaram Village, having purchased the same under registered Sale Deed vide Doc.No.2437 of 1968 dated 14-08-1968. While so, it is the case of the petitioner that the revenue authorities made wrong entries in the revenue records without notice to him, and seeks directions to the respondents to mutate his name in the revenue records.

2. The learned Government Pleader for Revenue, on instructions, submits that the land in S. No.314 of Gaddiannaram Village is Government land and that already Government has initiated land-grabbing proceedings in L.G.C. No. 113 of 1989 before the Land Grabbing Court, against those who grabbed the land in the said survey number.

3. Inasmuch as the land in survey number in which the petitioner is claiming to possess land is stated to be a Government land, and having regard to the fact that already a land grabbing case in L.G.C. No. 113 of 1989 is pending before the Land Grabbing Court, no directions as prayed for by the petitioner to mutate his name in the revenue records, and more so against government land, can be granted.

The writ petition is therefore dismissed.

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N.V. RAMANA, J

December 7, 2004

MRR/KSR

To:

1 The Commissioner, Land Record and Town Survey, Haviang office at Survey Settlement Office, Nampally Road, Hyderabad.

2 The District Collector, Hyderabad, having office at Nampally Road, Hyderabad.

3 Two C.C. s to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT)

4 Two C.D. Copies.